

**Minutes**  
**Air Pollution Control Board**  
Indiana Government Center South  
Conference Room A  
402 West Washington Street  
Indianapolis, Indiana

**December 2, 1998**  
1:00 p.m.

1. The meeting was called to order by John Walker, Chairman, at 1:05 p.m. He introduced the members of the board and noted that a quorum was present.

**CALL TO ORDER**  
**QUORUM**

**Present:** John Walker, Chairman  
James Miner, M.D.  
Randy Staley  
George Ewing  
Jeff Bowe  
Marlow Harmon  
Chris Horn  
Howard W. Cundiff, Proxy, State Board of Health  
Steve Rogers, Proxy, Lieutenant Governor  
Thomas Rarick, Technical Secretary  
Rachel McGeever, Legal Council

**Absent:** Tom Anderson  
John Bacone, Proxy, Department of Natural Resources

Also present were Tim Method, Deputy Commissioner; Janet McCabe, Assistant Commissioner; and staff from the Office of Air Management. Other attendees are recorded on a separate sheet. A Court Reporter was present and a transcript is available for review.

2. Tim Method informed the board that the agency took an enforcement action on Keil Chemical. The outcome of the court proceeding was that Keil Chemical would temporarily shutdown their facility for non-compliance of permit rules.

**REPORTS**

Ms. McCabe reviewed the Environmental Quality Service Council Report with assistance from Paul Dubenetzky. The report is an ongoing description of the permit activity at the agency. The seasonal Open Burning pamphlet was available for board members to provide some basic information about open burning. Ms. McCabe closed her report with a follow up on the issue Jeff Bowe presented to the board pertaining to dry cleaners. Indiana Dry Cleaners and Launderers Association was concerned about certain inspection and compliance activities the department was taking. The agency is continuing to work on this concern and will keep the board informed on the progress it makes toward solving this issue.

Mr. Walker detailed the agenda for the board meeting.

3. Mr. Walker entered into the record Exhibit 1, the rule as preliminarily adopted, and Exhibit 1A, the rule as preliminarily adopted and proposed for final adoption with suggested changes. IDEM staff briefed the board on the changes in the rule and explained that the agency would like to move this rule along so that the changes would be incorporated prior to the next test cycle. Heidi Mantel commented on behalf of Envirotest Systems.

**CONSIDERATION OF  
FINAL ADOPTION OF  
AMENDMENTS TO  
326 IAC 13, Motor  
Vehicle Inspection and  
Maintenance  
Requirements.**

Mr. Bowe moved to adopt the amendments to 326 IAC 13. Mr. Cundiff seconded. The motion passed unanimously. Mr. Bowe moved to final adopt the amended rule. Mr. Staley seconded. The motion passed 9-0.

4. Mr. Walker entered into the record Exhibit 2, the draft rule. IDEM staff explained that this rulemaking is primarily the promulgation by U.S. EPA of a federal rule that governs these type of facilities while loading and unloading gasoline. Michael Pitts commented on behalf of Indiana Petroleum Owners Association.

**CONSIDERATION OF  
PRELIMINARY ADOPTION OF AMENDMENTS TO 326 IAC  
8-4-7, Gasoline  
Transports; 8-4-9, Leaks  
from transports and  
Vapor Collection  
Systems; Records and  
New Rule 326 IAC 20-  
10-1, Bulk Gasoline  
Distribution  
Facilities.**

Dr. Miner moved to preliminarily adopt the amendments to 326 IAC 8-4-7; 326 IAC 8-4-9; and 326 IAC 20-10-1. Mr. Ewing seconded. The motion passed unanimously.

5. The next meeting will be on Wednesday, February 3, 1999, at 1:00 p.m., at the Conference Center, Room A, Indiana Government Center South, Indianapolis, Indiana.

**NEXT MEETING**

6. Mr. Walker adjourned the meeting at 1:55 p.m.

**ADJOURNMENT**

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John Walker, Chairman

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Thomas Rarick, Technical Secretary